



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

1638 #
Bfu

In re application of:

Griffin et al.

Appl. No. 10/019,823

Filed: June 12, 2002

For: Insecticidal Proteins from
Paecilomyces and Synergistic
Combinations Thereof

Art Unit: 1638

Examiner: A. Kubelik

Atty Docket: 50431USPCT

Commissioner for Patents
Alexandria, VA 22313

RESPONSE TO RESTRICTION REQUIREMENT

Dear Sir:

In response to the Restriction Requirement mailed August 11, 2004, which has a shortened statutory period for reply of three months set to expire on November 11, 2004, Applicants elect Group I, claims 1-8, 12-14, 36, 41-44, and 47-48, without traverse. However, Applicants note that claims 19 and 20 were not included in any group of the restriction requirement and therefore request that this be clarified in the next office action. Applicants reserve their right to pursue non-elected inventions in subsequently filed divisional applications.

It is believed that no fee is required to enter this paper. However, if any fee is deemed necessary, the Office is hereby authorized to charge Deposit Account No. 50-1744 in the name of Syngenta for any such fees.

Respectfully submitted,

Gregory W. Warren

Gregory W. Warren
Agent for Applicants
Reg. No. 48,385

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Date: 9/2/04